



GALVESTON COUNTY, TEXAS

COMMISSIONERS COURT 722 Moody, County Courthouse, Galveston, TX 77550 (409) 766-2244

Mark Henry Ryan Dennard Joe Giusti Stephen Holmes Ken Clark
County Judge Commissioner, Precinct 1 Commissioner, Precinct 2 Commissioner, Precinct 3 Commissioner, Precinct 4

AGENDA July 19, 2016 – 1:30 PM

CONSENT AGENDA: ALL ITEMS MARKED WITH A SINGLE ASTERISK (*) ARE PART OF THE CONSENT AGENDA AND REQUIRE NO DELIBERATION BY THE COMMISSIONERS COURT. ANY COMMISSIONERS COURT MEMBER MAY REMOVE AN ITEM FROM THIS AGENDA TO BE CONSIDERED SEPARATELY.

In accordance with the provisions of the Americans with Disabilities Act (ADA), persons in need of a special accommodation to participate in this proceeding shall, within three (3) days prior to any proceeding contact the County Judge's office at 722 Moody, Galveston, Texas 77550 (409) 766-2244.

REGULARLY SCHEDULED MEETING

Call to Order

Invocation and Pledge of Allegiance

Consent Agenda

- *1. Submitted by Auditor's office:
 - a. Approval of the Accounts Payable Checks dated 7/12 and 7/19/16
 - b. Order for Payroll period ending 7/13/16 Bi-Weekly #15
 - c. Order for Supplemental Payroll period ending 7/13/16 Bi-Weekly #15
 - d. Monthly Financial Report for period ending 6/30/16
 - e. Internal Audit report of the cash count and inventory of Constable Pct. 2A - Santa Fe
 - f. Quarterly audit report for Constable Pct. 1 - Bacliff for April - June 2016
 - g. Quarterly audit report for Constable Pct. 1 - Texas City for April - June 2016
 - h. Quarterly audit report for Constable Pct. 2 - Galveston for April - June 2016
 - i. Quarterly audit report for Constable Pct. 2 - Santa Fe for April - June 2016
 - j. Quarterly audit report for Constable Pct. 3 - Galveston for April - June 2016

- k. Quarterly audit report for Constable Pct. 3 - La Marque for April - June 2016
 - l. Quarterly audit report for Constable Pct. 4 - League City for April - June 2016
 - m. Quarterly audit report for Justice of the Peace Pct. 2 - Galveston and Santa Fe for April - June 2016
 - n. Certification of funds pursuant to Local Government Code 111.0106 State Funds from GLO for Rollover Pass
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- *2. Receive and file *Restitution Check List from Odyssey* submitted by Collections Improvement Program.
 - *3. Receive and file *Refund Check List from Odyssey* submitted by the County Clerk.
 - *4. Receive and file *Summary of Biweekly Personnel Movements pay period #14, June 16 - 29, 2016* submitted by Human Resources.
 - *5. Consideration of *execution for extension of Temporary Staffing Agreement with A1 Best Staffing* submitted by Human Resources on behalf of County Treasurer.
 - *6. Consideration of *execution of Temporary Staffing Agreement with A1 Best Staffing* submitted by Human Resources on behalf of Information Technology.
 - *7. Receive and file *full and final settlement of \$2,183.21 for property damages for claimant Angelica Sifuentes* submitted by County Legal.
 - *8. Receive and file *County Clerk's Records Preservation and Restoration Plan* submitted by the County Clerk.
 - *9. Receive and file *District Clerk's Records Preservation and Restoration Plan* submitted by the District Clerk.
 - *10. Consideration of *approval of (re)appointment to the Gulf Coast Water Authority* submitted by the County Judge.
 - *11. Consideration of *approval of nomination of members for the Community Liaison Committee of the Galveston National Laboratory at UTMB* submitted by the County Judge.
 - *12. Consideration of *approval of a resolution approving Gulf Coast Community Protection and Recovery District, Inc. to appoint directors, approve amendment to its agreement with the Texas General Land Office, and approve amendment to its agreement with Dannenbaum Engineering* submitted by the County Judge.

- *13. Consideration of *approval for professional liaison services between Stephen Koebele and Galveston County* submitted by the County Judge.
- *14. Consideration for *authorization to add 3 new elevators to existing Otis Elevator Contract (CM07152)* submitted by Facilities Dept.
- *15. Consideration of *approval of a renewal contract with Texas Workforce Commission for information Release Contract* submitted by the Sheriff's Office.
- *16. Consideration of *approval for the Interlocal Government Agreement Between the County of Galveston, the City of Texas City and the City of Galveston for the 2016 Byrne Justice Assistance Grant (JAG) Program Award* as submitted by the Grants Manager.
- *17. Consideration of approval to submit *FY 2017 Texas Department of Aging and Disability Services (DADS) vendor application to the Houston-Galveston Area Agency on Aging and authorize County Judge to sign required documents* as submitted by the Grants Manager.
- *18. Consideration of acceptance of the *FY 2017 Grant Extension Award from the Automobile Burglary and Theft Prevention Authority and authorize County Judge to sign required documents* as submitted by the Grants Manager.
- *19. Consideration of approval for the *FY 2016 Port Security Grant Semi-Annual Performance Progress Report and authorize County Judge to sign for submission* as submitted by the Grants Manager.
- *20. Consideration of *approval of a deductive change order for Texas Department of Agriculture (TDA) CDBG Moore's Addition Sewer Rehab Project* presented by CDBG Project Coordinator.
- *21. Consideration of *approval of granting a reduction of a permit fee (Facility Permitting Policy, Section 5.1.2 and 5.1.3) to the Santa Fe Chamber of Commerce for use of Runge Park for the Santa Fe Heritage Festival on Saturday, November 12, 2016*, submitted by Parks & Cultural Services.
- *22. Consideration of *change order no. 1 to the Lucas Construction contract for the Jack Brooks Park Road Reconstruction project* submitted by the County Engineer.
- *23. Consideration of *application from Catharine Conlon Townsend for permission to convey portions of Outlot 443 of Alta Loma Outlots my metes & bounds without revising the plat* submitted by the County Engineer.
- *24. Consideration for *authorization to issue formal solicitation for Delinquent Property Tax Collection Services and provide notice of non-extension to current vendor* submitted by the Purchasing Agent.

*25. Consideration for *authorization to extend the contract on the following bid* submitted by the Purchasing Agent:

a. Bid #B152016 Asphalt, Oils, & Emulsions

*26. Consideration for *authorization to dispose of one (1) vehicle and request a replacement vehicle for the Sheriff's Department* submitted by the Purchasing Agent.

*27. Consideration for *authorization to dispose of Salvage or Surplus Property* submitted by the Purchasing Agent.

*28. Receive and File *TXMAS Contract with Tetra Tech, Inc. for Emergency Preparedness & Disaster Recovery* submitted by the Purchasing Agent.

*29. Consideration of *granting authority to County Judge to sign Trustee's Deeds on the following tax foreclosed properties* submitted by the County Judge:

a. **CAD#: 3735-0000-0135-000**

b. **CAD#: 5350-0000-0009-000**

*30. Consideration of *Request of Tax Refunds in Excess of \$2,500.00* submitted by the Tax Assessor/Collector:

a.	R146565	\$4,558.56	Duplicate
	R299102	\$3,072.64	Duplicate
	R299112	\$2,723.98	Overpay
	R310239	\$3,986.19	Duplicate
	R357264	\$7,417.87	Duplicate
	R400448	\$3,139.88	Overpay
	R419773	\$5,636.20	Overpay
	R436637	\$7,999.88	Overpay
	R514981	\$2,559.28	Overpay
b.	R101662	\$2,595.62	SUPP Adjustment
	R107124	\$3,665.82	SUPP Adjustment
	R119476	\$5,239.00	SUPP Adjustment
	R507509	\$4,503.41	SUPP Adjustment

*31. Consideration of *approval for annual maintenance of Sire video streaming hosting with Hyland Software Inc.* submitted by Information Technology.

*32. Consideration of *approval for McAfee annual maintenance renewal for SharePoint Portal Shield Protection with SHI* submitted by Information Technology.

- *33. Consideration of *approval for SecureCRT Client for Windows terminal emulator with Gov Connection* submitted by Information Technology.
- *34. Consideration of *approval for professional services for SQL database with Eddy Gorman* submitted by Information Technology.

Action Agenda

35. Commissioner, Precinct 2

- a. Consideration of approval of monthly increase in the base salary of the Associate Judge, Steve Baker, for additional services to be provided by him in family law matters pending in the 306th District Court and County Courts at Law.

36. County Clerk

- a. Consideration of setting a Public Hearing for August 2, 2016 on the County Clerk's Proposed Records Archive Fee established under §118.025 and §118.011(f) of the Texas Local Government Code.

37. County Judge

- a. Consideration of granting authority to County Judge to sign Trustee's Deeds on the following tax foreclosed properties:
 - 1. **CAD#: 3736-0000-0052-000**
 - 2. **CAD#: 3736-0000-0132-000**

38. District Clerk

- a. Consideration of setting a Public Hearing for August 2, 2016 on the District Clerk's Proposed Records Archive Fee established under §51.305 of the Texas Government Code.

39. Professional Services

- a. Consideration of approval of the following budget amendments:
 - 1. 16-118-0719-A
Collections Dept. - Request change in title from Collections Clerk to Cashier/Collections Clerk and change in step and grade from 12A to 11A.

2. 16-119-0719-B
Mediation Fund - Request transfer from Mediation Fund Budgeted Reserves to the Mediation Services account for the rest of FY 2016
3. 16-120-0719-C
Sheriff's Dept. - Request transfer from Sheriff's Dept. Sheriff Forfeitures after 10/89 Unreserved Fund Balance to Sheriff's Dept. Sheriff Forfeitures after 10/89 Petty Cash account
4. 16-121-0719-D
County Court #3 - Request transfer from County Court #3 Administrative Supplies account to County Court #3 Travel and Conference account for court reporter and court coordinator mandatory training
5. 16-122-0719-E
District Clerk - Request transfer from General Fund Budget Reserves and District Clerk Furniture & Fixtures account to District Clerk Extraordinary Supplies account for the purchase of meeting room furniture
6. 16-123-0719-F
District Clerk - Request transfer from District Clerk Administrative Supplies account to District Clerk Extraordinary Supplies account for the purchase of two chairs and children's toys for District Clerk's offices
7. 16-124-0719-G
Facilities - Request transfer from General Fund ADA Compliance Other Contract Services to General Fund ADA Compliance Building Improvements for the construction of county wide concrete walkways
8. 16-125-0719-H
Sheriff's Department - Communications request transfer from Radio Expenditures account to Repair and Maintenance account to finish the back-up dispatch at Emergency Management
9. 16-126-0719-I
Galveston County Museum Collections - Request transfer from Administrative Supplies to Extraordinary Supplies for exhibit cases for Galveston County Museum Collections
10. 16-127-0719-J
Galveston County Beach and Parks - Request transfer from the Professional Services account to the Banking Fees account for credit card fees related to the sale of the Beach Stickers for the rest of the fiscal year

11. 16-128-0719-K
Galveston County Beach and Parks - Request transfer from Unreserved Fund Balance to establish budgets in the Land account and Land Improvements Account for Rollover Pass
12. 16-129-0719-L
Sheriff's Department - Corrections Request transfer from Administrative Supplies account to Extraordinary Supplies account for the purchase of a dual side card printer with lamination
13. 16-130-0719-M
Human Resources - Request transfer from General Fund Budgeted Reserves to the Temporary Help account in Human Resources to provide IT data entry to move active NetData court cases to the Odyssey judicial system
14. 16-131-0719-N
10th District Court - Request transfer from 10th District Court Administrative Supplies account to Travel and Conference account for employee travel reimbursement
15. 16-132-0719-O
Probate Court - Request transfer from General Fund Budgeted Reserves to the Defense Attorney Probate Court account for the remainder of Fiscal Year 2016

- b. Consideration of approval to provide cell phones for (2) positions.

40. **Purchasing**

- a. Consideration of approval of awarding the following:
 1. Bid #B161014 CDBG Round 2-Real Property Sales-May 2016
 2. Bid #B161016 Walkway Accessibility Compliance
- b. Consideration of approval of awarding the following RFP and authorizing the County Judge to execute the contract for:
 1. RFP #B162011A Laser Printing of County Tax Statements

41. **County Legal**

- a. **Break into Executive Session:**
- b. **Executive Session:** Texas Government Code Section 551.071, Consultation-

with Attorney: the Commissioners Court will enter into an executive session as permitted under the Texas Open Meetings Act pursuant to Section 551.071 of the Government Code: to seek the advice of its attorney about pending or contemplated litigation, a settlement offer, or on a matter in which the duty of the attorney to the County under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Open Meetings Act relating to a property damage settlement in the amount of \$1,269.00 in the Robert Straus matter.

- c. **Executive Session:** Texas Government Code Section 551.071, Consultation with Attorney: the Commissioners Court will enter into an executive session as permitted under the Texas Open Meetings Act pursuant to Section 551.071 of the Government Code: to seek the advice of its attorney about pending or contemplated litigation, a settlement offer, or on a matter in which the duty of the attorney to the County under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Open Meetings Act relating to 3:14-CV-00186, Tomasa Duran v. Galveston County, in the U.S. District Court for the Southern District of Texas, Galveston Division.
- d. **Executive Session:** Texas Government Code Section 551.071, Consultation with Attorney: the Commissioners Court will enter into an executive session as permitted under the Texas Open Meetings Act pursuant to Section 551.071 of the Government Code: to seek the advice of its attorney about pending or contemplated litigation, a settlement offer, or on a matter in which the duty of the attorney to the County under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Open Meetings Act relating to 3:14-CV-406; Raymond Benoist vs Galveston County and Henry Trochesset, Individually and in his Official Capacity.
- e. **Executive Session:** Texas Government Code Section 551.071, Consultation with Attorney: the Commissioners Court will enter into an executive session as permitted under the Texas Open Meetings Act pursuant to Section 551.071 of the Government Code: to seek the advice of its attorney about pending or contemplated litigation, a settlement offer, or on a matter in which the duty of the attorney to the County under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Open Meetings Act relating to 3:16-CV-00065, Diane Jacobs, et. al. v. Henry Trochesset, et. al. in the U.S. District Court for the Southern District of Texas, Galveston Division.
- f. **Executive Session:** Texas Government Code Section 551.071, Consultation with Attorney: the Commissioners Court will enter into an executive session as permitted under the Texas Open Meetings Act pursuant to Section 551.071 of the Government Code: to seek the advice of its attorney about pending or contemplated litigation, a settlement offer, or on a matter in which the duty of the attorney to the County under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Open Meetings Act-

relating to Cause No. 15-0993, Hon. Mark Henry, v. Hon. Lonnie Cox, in the Supreme Court of Texas.

- g. **Executive Session:** Texas Government Code Section 551.071, Consultation with Attorney: the Commissioners Court will enter into an executive session as permitted under the Texas Open Meetings Act pursuant to Section 551.071 of the Government Code: to seek the advice of its attorney about pending or contemplated litigation, a settlement offer, or on a matter in which the duty of the attorney to the County under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Open Meetings Act relating to 14-CV-1289, Bonnie Quiroga v. Galveston County, in the 212th Judicial District Court.
- h. **Executive Session:** Texas Government Code Section 551.071, Consultation with Attorney: the Commissioners Court will enter into an executive session as permitted under the Texas Open Meetings Act pursuant to Section 551.071 of the Government Code: to seek the advice of its attorney about pending or contemplated litigation, a settlement offer, or on a matter in which the duty of the attorney to the County under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Open Meetings Act relating to the Texas General Land Office and Rollover Pass.
- i. **Executive Session:** Texas Government Code Section 551.071, Consultation with Attorney: the Commissioners Court will enter into an executive session as permitted under the Texas Open Meetings Act pursuant to Section 551.071 of the Government Code: to seek the advice of its attorney about pending or contemplated litigation, a settlement offer, or on a matter in which the duty of the attorney to the County under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Open Meetings Act relating to claims on bonds in the County's Severe Repetitive Loss Elevation Program.
- j. **Executive Session:** Texas Government Code Section 551.071, Consultation with Attorney: the Commissioners Court will enter into an executive session as permitted under the Texas Open Meetings Act pursuant to Section 551.071 of the Government Code: to seek the advice of its attorney about pending or contemplated litigation, a settlement offer, or on a matter in which the duty of the attorney to the County under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Open Meetings Act relating to Severe Repetitive Loss Elevation Project at 1525 103rd Street, Galveston, Texas.
- k. **Reconvene Into Regularly Scheduled Meeting.**
- l. Consideration of approval of agreements in each of the following homes in the Severe Repetitive Loss Elevation Program for which Expert House Movers-

served as the Elevation Contractor and in which claims on performance bonds have been made to complete each project and authorizing County Judge to execute such agreements: these remaining projects are at 7026 Terrasso Drive, Hitchcock.

- m. Consideration of authorizing County Legal to take actions associated with SRL Project at 1525 103rd Street in the City of Galveston.
- n. Consideration of approval of a property damage settlement in the amount of \$1,269.00 in the Robert Straus matter.

Adjourn

WORKSHOP AGENDA

1. Discuss employee discounts for Parks facility rental reservations presented by the Parks Department
2. Discussion of the GLO grant match for the beach nourishment program and utilizing beach user fees presented by the Parks Department
3. Discussion on DOT Regulation changes submitted by Human Resources
4. Discussion of Picnic Table Memorial at the Justice Center - County Clerk's Office/HR submitted by Human Resources
5. Discussion of potential projects to allocate remaining Hurricane Ike CDBG Round 1 funds Presented by CDBG Project Coordinator
6. Discuss request regarding partnership with Texas Parks & Wildlife for provision of registration and titling services of water related vessels submitted by the Tax Assessor/Collector
7. Budget Workshop Discussion

Appearances before Commissioners Court

A speaker whose subject matter as submitted relates to an identifiable item of business on this agenda will be requested by the County Judge or other presiding court members to come to the podium where they will be limited to three minutes (3). A speaker whose subject matter as submitted does not relate to an identifiable item of business on this agenda will be limited to three minutes (3) and will be allowed to speak before the meeting is adjourned. Please arrive prior to the meeting and sign in with the County Clerk.

Executive Sessions

The Galveston County Commissioners Court may recess into closed meeting (Executive Session) on any item listed on this agenda if the Executive Session is authorized under the Open Meetings Act pursuant to one or more the following exceptions: Tex. Gov't Code §§ 551.071 (consultation with attorney), 551.072 (deliberation regarding real property), 551.073 (deliberation regarding a prospective gift or donation), 551.074 (personnel matters), 551.0745 (personnel matters affecting County advisory body), 551.076 (deliberation regarding security devices or security audits), and/or 551.087 (deliberations regarding economic development negotiations). The Presiding Officer of the Commissioners Court shall announce the basis for the Executive Session prior to recessing into Executive Session. However, the Commissioners Court may only enter into the Executive Session on any agenda item for which a separate Executive Session has not been separately posted if, prior to conducting the Executive Session, a majority of the Commissioners Court votes to go into Executive Session. This motion requirement does not apply to any agenda item that has been previously noticed to constitute or include an Executive Session.
